

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Services - Commercial Taxes Department - Allegation of acquisition of assets disproportionate to the known sources of income and violation of APCS (Conduct) Rules against Sri G. Gopal, former Assistant Commissioner, Commercial Tax, Nellore (Retired) - Placed under suspension - Disciplinary proceedings instituted under A.P. Revised Pension Rules, 1980 read with A.P.C.S (CC&A) Rules, 1991 against the individual - A.P Administrative Tribunal set-aside the charges - Implemented - Regularisation of suspension period - Orders - Issued.

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REVENUE (VIGILANCE-I) DEPARTMENT

G.O.Rt.No. 1072

Dated:18-07-2012.

Read the following:-

1. From the A.P. Administrative Tribunal, orders dt:11.4.2012 in O.A.No. 5294/ 2009 filed by Sri G. Gopal, Assistant Commissioner, CT (Retired).
2. G.O.Rt.No.850, Revenue (Vig. I) Department, Dt: 1.6.2012.
3. From Sri G. Gopal, Assistant Commissioner, CT (Retd.), Tirupati, representation dated 9.6.2012.

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O R D E R:-

In the reference 1st read above, the Hon'ble A.P. Administrative Tribunal held that for the incident which occurred in the year 2003, the charge memo was issued beyond a period four years and the same is barred by limitation under Rule 9 (2)(b) of A.P. Revised Pension Rules and accordingly set-aside the same; with a direction to the respondents to release the terminal benefits, if any, due to the applicant ie., Sri G. Gopal, Assistant Commissioner, CT (Retired).

2. In the reference 2nd read above, orders were issued implementing the above orders of the Hon'ble Tribunal and ordered to release the terminal benefits due to Sri G. Gopal, Assistant Commissioner, CT (Retired).

3. In the reference 3rd read above, Sri G. Gopal, Assistant Commissioner, CT (Retd.) filed representation stating that earlier the High Court of A.P in its orders, dt: 13.7.2004 in W.P. No.11916/2004 filed by him; had observed that his suspension was unwarranted and set-aside the same. Government also dropped all departmental proceedings against him in the case vide reference 2nd read above and requested to regularize the suspension period undergone by him in the case from 24.6.2004 to 27.8.2004 as on duty.

4. Government have examined the matter, and observe that the High Court of A.P in its W.P.No.11916/2004 held that the suspension of the petitioner was unwarranted. Thereafter the A.P. Administrative Tribunal in its order dated 11.4.2012 in O.A.No. 5294/2009 set-aside the charges framed against him and the Government implemented the orders of Hon'ble Tribunal. Hence, it is decided to regularize the period of suspension ie., from 24.6.2004 to 27.8.2004 undergone by Sri G. Gopal, Assistant Commissioner, CT (Retd.) as "on duty".

P.T.O.,

5. Accordingly, Government hereby regularize the suspension period, from 24.6.2004 to 27.8.2004, of Sri G. Gopal, Assistant Commissioner, CT (Retired) as "on duty".

6. The Commissioner of Commercial Taxes, A.P, Hyderabad shall take necessary further action in the matter, accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ASUTOSH MISHRA
PRINCIPAL SECRETARY TO GOVERNMENT

To

The Commissioner of Commercial Taxes, A.P, Hyderabad.

Sri G. Gopal, Assistant Commissioner, CT (Retd.)

through the Commissioner of Commercial Taxes, AP, Hyderabad.

Copy to:

The Revenue (CT-I) Department.

The Pay & Accounts Officer, Hyderabad.

SF.

//Forwarded :: By Order //

SECTION OFFICER.